

REMARKS

This amendment is offered in response to the final Office Action of December 14, 2005.

An RCE is being filed simultaneously herewith.

New Claims 32-34 have been added herein.

The Office Action rejected Claims 20-31 under 35 U.S.C. §103(a) as being obvious over the Shimada reference (U.S. Patent No. 5,623,477) in view of the Senshu reference (U.S. Patent No. 6,058,099).

Newly-amended Claim 20 recites “said even pre-information and said odd pre-information are formed by different patterns on a land track, and said record information including at least one record information unit recorded on a groove track” and “a recording process of recording said generated record information including said synchronization signal from predetermined position to said pre-information onto said information record track”.

Newly-amended Claim 25 includes similar language in apparatus format. Newly-amended Claim 30 includes the first quoted passage. This is clearly disclosed in Fig. 13, Fig. 1 and page 47 lines 11 to 23 in the present application.

However, the Senshu reference does not disclose these claimed elements. The Senshu reference discloses that address information (ADR2) in even track that means groove track is formed on a groove track and address information (ADR1) in odd track that means land track is formed on a land track. Senshu does not disclose a recording process of recording data from common predetermined position to the two kinds of address information. Therefore, the disclosure of the Senshu reference is clearly different from the presently claimed invention.

According, the cited references do not disclose or suggest the elements of newly amended Claims 20, 25 and 30. The dependent claims are allowable for similar reasons.

Newly added claims 32-34 recite that the record information unit is recorded so that said synchronization signal included in said record information unit adjacent to top position of said pre-information in a radial direction. This is clearly disclosed in Fig. 13, Fig. 1 and page 22 lines 15 to 19 in the present application.

Shimada et al. and Senshu do not disclose the elements of Claims 32-34. Applicant submits that the prior does not disclose, teach, or otherwise suggest the combination of elements recited therein.

It is therefore respectfully submitted that the rejection has been overcome.

For all of the reasons above, it is respectfully submitted that all of the presently pending claims are in immediate condition for allowance. The Examiner is respectfully requested to withdraw the rejections of the claims, to allow the claims, and to pass this application to early issue.

Respectfully submitted,



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